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### FACSIMILE COVER SHEET

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	Deliver to:	Joseph D. Manoskey, USPTO		Art Group:2113				
Fa	csimile No.:	(571) 273-8300		Date: <u>January 23, 2006</u>				
	From:	Thinh V. Nguyen, Reg. No. 42,0	34					
Qur	Docket No.:	42390P11190	Nt	umber of pages14including this sheet.				
Application No.: <u>09/943,904</u>		Filing Date: 8/30/2001						
• •		•	[	Docket Due Date(s): 2/28/2006				
Enc	losed are the	following documents:						
E D	Amendment:	Besponse (_10 pgs)		Issue Fee Transmittal				
	Appeal Brief	(pgs)		Notice of Appeal				
	Application:	·· <del>···································</del>		Petition for:				
## FE		( pgs) w/cover & abstract)		Request for Continued Examination (RCE)				
	] Assignment	& Cover Sheet (pgs)		Reply Brief (pgs)				
D	Certificate of	<u> Facsimile</u>		Request & Certification Under 35 USC 122(b)(2)(B)(i)				
	Continued P	rosecution Application (CPA)		Request to Rescind Previous Nonpublication Request				
	Declaration 8	% POA (pg\$)		Response to Notice of Missing Parts & Formalities Letter				
	Drawings: .	sheets, figures		Response to Written Opinion (pgs)				
	] Extension of	Time:		Terminal Disclaimer				
	Fee Transmi	ttal (in duplicate)		Transmittal of Publication Fee Oue				
	] IDS & PTO/S	6B/08 ( pgs)	X	Transmitta! Letter				
	] Other		· <b>-</b>					
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I her	eby certify that	CERTIFICATE OF MAILING this correspondence is being transmitte		ANSMISSION (37 CFR 1.8A) facsimile on the date shown below to the United States				

Patent and Trademark Office.



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TRANSMITTAL FORM (to be used for all correspondence after initial filing)					Application No.	09/	943,904		
					Filing Date	Λι	gust 30, 2001		
					First Named Inventor	Vii	ncent Zimmer		
					Art Unit	2113			
				Examiner Name	Joseph D. Manoskey				
Total Number of F	in This Submissi	on	13	Attorney Docket Number	423	390P11190			
ENCLOSURES (check all that apply)									
Fee Transmittal Form				Drawing(s)			After Allowance Communication to TC		
Fee Attached  Amendment / Response  After Final Affidavits/declaration(s)  Extension of Time Request			Licensing-related Papers  Petition  Petition to Convert a Provisional Application  Power of Attorney, Revocation Change of Correspondence Address				Appeal Communication to Board of Appeals and Interferences		
						Appeal Communication to TC (Appeal Notics, Brief, Reply Brief)			
							Proprietary Information  Status Letter  Other Enclosure(s)		
Express Abandonment Request			Terminal Disclaimor				(please identify below):		
Information Disc	losure	Statement	Request for Refund						
PTO/SB/0	8		CD, Number of CD(s)						
Certified Copy of Document(s)	Certified Copy of Priority Document(s)			Lands	capo Table on CD				
Response to Missing Parts/ Incomplete Application  Basic Filing Fee  Declaration/POA  Response to Missing Parts under 37 CFR 1.52 or 1.53			Rema	arks					
		SIGNATURI	OF.	APPLICAI	NT, ATTORNEY, OR AC	3EN	ſ		
Firm or Individual name Signature Date	LAKELY, S LAKELY, S	OK(	_	2,034 FAYLOR & ZAFM	IAN	LLP			
		CERTIFI	CATE	OF MAIL	ING/TRANSMISSION				
I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.									
Typed or printed na	me	Tu T. Nguye	n						
Signature		han	<b></b>			Date	January 23, 2006		
Based on PTC/SB/Z1 (09-04) as modified by Stakety, Solokoff Mayor & Zafman (wh) 11/30/2005 SEND TO: Commissioner for Patents, P.O. Bux 1450-Alexandria VA 22313-1450									

FEE TRANSMITTAL					Complete If Known							
l Ft					Application Number		09/943,904					
	for	·FY 2	2005	5	Filing Date		gust 30, 2001					
		are subject to			First Named Inven		ent Zimme					
Applicar	nt claims sm	nall entity st	tatus. Se	e 37 CFR 1.27.	Examiner Name		eph D. Manoskey					
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METHOD OF PAYMENT (check all that apply)												
☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):												
Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP												
For the	above-ider	ntified dep	osit acc	ount, the Director is h	ercby authorized	to. (check all that	apply)	0				
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				underpayment of feet	(s) 🔯 Credit a	ny overpayments						
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.												
FEE CALCULATION												
Large Er	ntity	Small	Entity									
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1051	130	2051	65	Surcharge - late	Surcharge - late filing fee or oath							
1052	50	2052	25	Surcharge - late	provisional fi	iling fee or co	ver sheet.					
2053	130	2053		_	Non-English specification							
1251	120	2251			Extension for reply within first month							
1252	450	2252			Extension for reply within second month							
1253	1,020	2253	510	Extension for re	Extension for reply within third month							
1254	1,590	2254	795	Extension for re	ply within fou	rth month						
1255	2,160	2255	1,080	Extension for re	Extension for reply within fifth month							
1401	500	2401	250	Notice of Appea	d							
1402	500	2402	250	Filing a brief in	Filing a brief in support of an appeal							
1403	1,000	2403	500	Request for ora	Request for oral hearing							
1451	1,510	2451	1,510	Petition to institu	Petition to institute a public use proceeding							
1460	130	2460	130	Petitions to the Commissioner								
1807	50	1807		Processing fee								
1806	180	1806	180	Submission of I	Submission of Information Disclosure Stmt							
1809	790	1809		Filing a submission		=						
1810	1810 790 2810 395 For each additional invention to be examined (37 CFR § 1.129(b))											
Other f	ee (spe	cify)										
SUBTOTAL (2) (\$)												
				*****								
SUBMITTE					Registration No.			lete (if applicable)				
Name (Print/Ty	700) Thir	h V. Ngu	yen		(Attorney/Agent)	42,034	Telephone	(714) 557-3800				
Signature		Archa	1-1-				Date	01/23/06				

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	'E' A NIC	N/17		Complete If Known							
	RANS	DIVII I	IML	Application Number 09/943,904							
fc	or FY 2	2005	<b>)</b>	Filing Date		ist 30, 2001					
Patoni fi	ee are aubject to a	annual revisi	lon.	First Named Inven		ent Zimmer					
Applicant claims	small entity st	etus. Se	e 37 CFR 1.27.	Examiner Name		oh D. Manoskey					
TOTAL AMOUNT			(\$)	Art Unit Attorney Docket N	2113	0P11190					
TOTAL AMOUNT	OF FATMEN		(Ψ)	Attorney Ducket N	0. 42370	7 112/0					
METHOD OF PAYMENT (check all that apply)											
Check Credit card Money Order None Other (please identify):											
Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP											
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)  Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee  Charge any additional fee(s) or underpayment of fee(s)  Under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.											
FEE CALCULATION											
		,									
Large Entity	Small										
Fee Fee	Fee		Fee Description	on			Fee Paid				
Code (\$)	Code	Code (\$)									
1051 130	2051										
1052 50	2052	25	Surcharge - late	Surcharge - late provisional filing fee or cover sheet.							
2053 130	2053	130	Non-English spe	Non-English specification							
1251 120	2251	60	Extension for reply within first month								
1252 450	2252	225	Extension for reply within second month								
1253 1,020	2253	510	Extension for re	Extension for reply within third month							
1254 1,590	2254	795	Extension for re	Extension for reply within fourth month							
1255 2,160	2255	1,080	Extension for re	Extension for reply within fifth month							
1401 500	2401	250	Notice of Appea	• •							
1402 500	2402	250	Filing a brief in	Filing a brief in support of an appeal							
1403 1,000	2403		Request for oral hearing								
1451 1,510	2451		•	Petition to institute a public use proceeding							
1480 130			Petitions to the Commissioner								
1607 50				Processing fee under 37 CFR 1.17(q)							
1806 180	1806					<b>:</b>					
1809 790			Submission of Information Disclosure Stmt Filing a submission after final rejection (37 CFR § 1.129(a))								
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Other fee (specify)SUBTOTAL (2) (\$)											
SUBTOTAL (2) (\$)											
SUBMITTED BY						Como	lete (if applicable)				
	iдh V. Ngu	yen		Registration No.	42,034	Telephone	(714) 557-3800				
Signature (		MAR			L	Date	01/23/06				

Appl. No. 09/943,904 Amdi. dated January 23, 2006 Reply to Office action of 11-30-2005

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No. :

09/943,904

Confirmation No. 2083

Applicant

Vincent J. Zimmer

Filed

08-30-2001

TC/A.U.

2113

Examiner

Joseph D. Manoskey

Docket No.

042390.P11190

Customer No.

8791

Mail Stop AF Commissioner for Patents PO Box 1450 Alexandria VA 22313-1450

#### AMENDMENT UNDER 37 CFR § 1.111

Sir:

In response to the Office action of November 30, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2of this paper.

Remarks/Arguments begin on page 6 of this paper.